



General Assembly

January Session, 2001

Committee Bill No. 5692

LCO No. 3717

Referred to Committee on Public Health

Introduced by:
(PH)

**AN ACT CONCERNING THE REMOVAL OF ASBESTOS-CONTAINING
RESILIENT FLOORING.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 19a-332 of the general statutes is repealed and the
2 following is substituted in lieu thereof:

3 As used in subsection (c) of section 19a-14 and sections 19a-332 to
4 19a-332e, inclusive, 20-435 to 20-442, inclusive, and 52-577a:

5 (1) "Asbestos" means the asbestiform varieties of actinolite, amosite,
6 anthophyllite, chrysotile, crocidolite and tremolite;

7 (2) "Asbestos abatement" means the removal, encapsulation,
8 enclosure, renovation, repair, demolition or other disturbance of
9 asbestos-containing materials, but does not include activities which are
10 related to (A) the removal or repair of asbestos cement pipe and are
11 performed by employees of a water company, as defined in section
12 25-32a, [or] (B) the removal of nonfriable asbestos-containing material
13 found exterior to a building or structure other than material defined as
14 regulated asbestos-containing material in 40 CFR 61, the National

15 Emission Standards for Hazardous Air Pollutants, as [amended] from
16 time to time amended, or (C) the removal or repair of resilient flooring
17 materials if such removal or repair complies with the asbestos removal
18 requirements of the federal Occupational Safety and Health
19 Administration applicable to such materials;

20 (3) "Asbestos abatement worker" means any employee of a licensed
21 asbestos contractor who engages in asbestos abatement, has completed
22 a training program approved by the department and has been issued a
23 certificate by the department;

24 (4) "Asbestos abatement site supervisor" means any asbestos
25 abatement worker employed by a licensed asbestos contractor who has
26 been specifically trained as a supervisor in a training program
27 approved by the department and who has been issued a certificate by
28 the department;

29 (5) "Asbestos-containing material" means material composed of
30 asbestos of any type and in an amount greater than one per cent by
31 weight, either alone or mixed with other fibrous or nonfibrous
32 material;

33 (6) "Asbestos contractor" means any person or entity engaged in
34 asbestos abatement whose employees actually perform the asbestos
35 abatement work and who has been issued a license by the
36 commissioner;

37 (7) "Asbestos consultant" means any person who engages in any
38 activity directly involved with asbestos consultation services and who
39 has been issued a certificate by the commissioner and a license by the
40 department;

41 (8) "Asbestos consultation services" means the inspection or
42 evaluation of a building for asbestos hazards, including, but not
43 limited to, the development of asbestos abatement plans, site
44 inspections, air monitoring and provisions of industrial hygiene

45 services related to asbestos abatement;

46 (9) "Authorized agent" means an officer or employee duly
47 designated by the commissioner;

48 (10) "Resilient flooring materials" means floor tile, sheet vinyl and
49 associated adhesives that constitute nonfriable asbestos-containing
50 material, as defined in 40 CFR 61.141. as from time to time amended;

51 [(10)] (11) "Commissioner" means the Commissioner of Public
52 Health; and

53 [(11)] (12) "Department" means the Department of Public Health.

54 Sec. 2. Section 19a-332b of the general statutes is repealed and the
55 following is substituted in lieu thereof:

56 Any contractor who will be conducting asbestos abatement
57 activities, [or] any person who will be conducting demolition activities
58 or any person who will be removing resilient flooring materials shall
59 notify the commissioner at least ten days prior to undertaking such
60 activities and shall provide [him] the commissioner with any
61 information on such activities that [he] the commissioner may require
62 in regulations adopted pursuant to section 19a-332a.

Statement of Purpose:

To make Connecticut requirements for asbestos removal and repair of resilient flooring materials consistent with federal asbestos requirements, including OSHA Instruction CPL 2-2.63, by allowing the use of flooring-specific work practices by specially trained personnel for these projects, and to protect the health of building occupants and workers and substantially reduce renovation costs for schools, hospitals and other building owners.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. RYAN, 139th Dist.